

SENATE BILL No. 319

DIGEST OF INTRODUCED BILL

Citations Affected: IC 6-3-1-3.7.

Synopsis: Income tax deduction for property taxes. Provides that an individual may claim a deduction for state income tax purposes for property taxes that: (1) were imposed on the individual's principal place of residence for the March 1, 2007, assessment date or the January 15, 2008, assessment date; (2) are due after December 31, 2008; and (3) are paid in 2009 on or before the due date for the property taxes.

Effective: January 1, 2009 (retroactive).

Charbonneau

January 8, 2009, read first time and referred to Committee on Tax and Fiscal Policy.

C
o
p
y



First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

C
o
p
y

SENATE BILL No. 319

A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 6-3-1-3.7 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE
3 JANUARY 1, 2009 (RETROACTIVE)]: **Sec. 3.7. (a) This section**
4 **applies only to an individual who in 2009 paid property taxes that:**
5 **(1) were imposed on the individual's principal place of**
6 **residence for the March 1, 2007, assessment date or the**
7 **January 15, 2008, assessment date;**
8 **(2) are due after December 31, 2008; and**
9 **(3) are paid on or before the due date for the property taxes.**
10 **(b) An individual described in subsection (a) is entitled to a**
11 **deduction from adjusted gross income for a taxable year beginning**
12 **after December 31, 2008, and before January 1, 2010, in an amount**
13 **equal to the amount determined in the following STEPS:**
14 **STEP ONE: Determine the lesser of:**
15 **(A) two thousand five hundred dollars (\$2,500); or**
16 **(B) the total amount of property taxes imposed on the**
17 **individual's principal place of residence for the March 1,**



- 1 2007, assessment date or the January 15, 2008, assessment
 2 date and paid in 2008 or 2009.
 3 **STEP TWO: Determine the greater of zero (0) or the result**
 4 **of:**
 5 (A) the STEP ONE result; minus
 6 (B) the total amount of property taxes that:
 7 (i) were imposed on the individual's principal place of
 8 residence for the March 1, 2007, assessment date or the
 9 January 15, 2008, assessment date;
 10 (ii) were paid in 2008; and
 11 (iii) were deducted from adjusted gross income under
 12 section 3.5(a)(17) of this chapter by the individual on the
 13 individual's state income tax return for a taxable year
 14 beginning before January 1, 2009.
 15 (c) The deduction under this section is in addition to any
 16 deduction that an individual is otherwise entitled to claim under
 17 section 3.5(a)(17) of this chapter. However, an individual may not
 18 deduct under section 3.5(a)(17) of this chapter any property taxes
 19 deducted under this section.
 20 (d) This section expires January 1, 2014.
 21 SECTION 2. An emergency is declared for this act.

C
O
P
Y

